

Chairman Lowell Johnson called the regularly scheduled meeting to order at 10:01 a.m. with Commissioners Boyle, Lowell Johnson, Rod Johnson, Landis and Vap present.

GENERAL ADMINISTRATION

Chairman Lowell Johnson recognized the Commission's Economist, Tyler Frost, and presented him with a plaque and letter on behalf of the National Regulatory Research Institute (NRRI). Tyler and Dr. Dave Rosenbaum were winners of the 2005 NRRI Journal of Applied Regulation Article Awards selected by the Research Advisory Committee of NRRI for the article "Recommendations for a Permanent Universal Service Support Mechanism" published in December, 2005. The paper received the award due to its significance, feasibility, cogency, clarity and economy of the writing.

Senior Legal Counsel Shana Knutson recognized Law Clerk Matt Jenkins for passing the Nebraska State Bar Examination.

Notice was duly published March 28, 2006 on Page 8 of The Daily Record that the regular public meeting of the Commissioners of the Nebraska Public Service Commission would be held April 4, 2006 at 10:00 a.m. in the Commission Hearing Room, 300 The Atrium, 1200 N Street, Lincoln.

Attention was called to the following proceedings:

Tuesday, April 4, 2006:

GDC-414 Commission Hearing Room, Lincoln. In the Matter of John
1:30 Fecht, Director, Grain Warehouse Department, Complainant,
 v. Integrated Ag. Management, LLC, Scandia, KS, Defendant.
 Commissioner Vap presiding as Hearing Officer.

Wednesday, April 5, 2006:

B-1663 Commission Hearing Room, Lincoln. In the Matter of
10:00 Stella Counseling Services, Lincoln, seeking authority as a
 contract carrier in open class service in the transporta-
 tion of passengers and their baggage for clients receiving
 services from Stella Counseling Services, PC, between
 points within limits of the city of Lincoln. Commissioner
 Landis presiding as Hearing Officer.

2:00 Commission Hearing Room, Lincoln.
 Alltel ETC Reporting Requirements Workshop.

COMMUNICATIONS DEPARTMENT

Cheryl Elton informed the Commission of the complaints received in the preceding month.

COMMUNICATIONS DEPARTMENT (Cont.)

C-3530 In the Matter of the Commission, on its own motion, seeking to determine the surcharge for the statewide Telecommunications Relay System (TRS) to be effective July 1, 2006, in the state of Nebraska. Commissioner Rod Johnson presiding as Hearing Officer: Motion made by Commissioner Rod Johnson, seconded by Commissioner Frank Landis, to enter an order setting the TRS surcharge. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson, Frank Landis and Jerry Vap voting AYE.

C-3536 In the Matter of Comtel Telecom Assets, LP, Boston Massachusetts, seeking approval of a transfer of assets of Vartec Telecom, Inc., Excel Telecommunications and VarTec Solutions, Inc. (together, the "Vartec" Companies), Carrollton, Texas: Motion made by Commissioner Anne Boyle, seconded by Commissioner Frank Landis, to enter an order granting the application. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson, Frank Landis and Jerry Vap voting AYE.

C-3551 In the Matter of LMDS Holdings, Inc., Reston, Virginia, seeking authority to provide competitive local exchange and interexchange telecommunications services in the state of Nebraska: Motion made by Commissioner Frank Landis, seconded by Commissioner Rod Johnson, to enter an order granting the application. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson, Frank Landis and Jerry Vap voting AYE.

C-3552 In the Matter of CenturyTel Long Distance, Inc., Monroe, Louisiana, seeking to withdraw their Certificate of Public Convenience and Necessity to provide interexchange telecommunications in the state of Nebraska: Motion made by Commissioner Jerry Vap, seconded by Commissioner Anne Boyle, to enter an order granting the application. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson, Frank Landis and Jerry Vap voting AYE.

C-3533 In the Matter of Sprint Spectrum, L.P., Overland Park, Kansas, seeking an interconnection agreement with ALLTEL Nebraska, Little Rock, Arkansas: Motion made by Commissioner Anne Boyle, seconded by Commissioner Frank Landis, to enter an order to approve the application. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson, Frank Landis and Jerry Vap voting AYE.

C-3553 In the Matter of Qwest Corporation, Denver, Colorado, seeking a Triennial Review Order and Triennial Review Remand Order ("TRO/TRRO") amendment to an interconnection agreement with IDT America, Corporation, Newark, New Jersey, previously granted in Docket C-3084: Motion made by Commissioner Anne Boyle, seconded by Commissioner Frank Landis, to enter an order to approve the application. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson, Frank Landis and Jerry Vap voting AYE.

COMMUNICATIONS DEPARTMENT (Cont.)

WC Docket 06-55 In the Matter of the Petition of Time Warner Cable seeking Declaratory Ruling that Competitive Local Exchange Carriers may obtain interconnection under Section 251 of the Communications Act of 1934 as amended to Provide Wholesale Telecommunications Services to VoIP Providers: Motion made by Commissioner Jerry Vap, seconded by Commissioner Frank Landis, to approve the amended comments. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson, Frank Landis and Jerry Vap voting AYE.

E-2106 In the Matter of the Lincoln Electric System, Lincoln, seeking authority to construct, operate and maintain an electric transmission line in Lancaster County: Motion made by Commissioner Jerry Vap, seconded by Commissioner Frank Landis, to enter an order granting the application. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson, Frank Landis and Jerry Vap voting AYE.

E-2107 In the Matter of Loup River Public Power District, Columbus, seeking authority to construct, operate and maintain an electric transmission line in Boone County: Motion made by Commissioner Jerry Vap, seconded by Commissioner Frank Landis, to enter an order granting the application. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson, Frank Landis and Jerry Vap voting AYE.

C-3554/
PI-112 In the Matter of the Commission, on its own motion, seeking to investigate whether the zones established in Docket C-2516 are appropriate in light of NUSF-26 findings and conclusions: Gene Hand updated the Commission on the status of the docket. Commissioner Jerry Vap was appointed permanent Hearing Officer.

UNIVERSAL SERVICE FUND

NUSF-32.05 In the Matter of Jeffrey L. Pursley, Director, Universal Service Fund Department, Complainant, v. Cricket Communications, Incorporated: Motion made by Commissioner Jerry Vap, seconded by Commissioner Frank Landis, to enter a complaint against Cricket for not filing the required 2004 Remittance Worksheet Audit by the end of the extension deadline of February 15, 2006. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson, Frank Landis and Jerry Vap voting AYE.

Jeff Pursley reported on late-filed carrier remittances: Motion made by Commissioner Jerry Vap, seconded by Commissioner Anne Boyle to levy a late-fee against Nextel West Corporation. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson, Frank Landis and Jerry Vap voting AYE.

E911 DEPARTMENT

Chairman Lowell Johnson recognized and thanked E911 Director Kara Thielen for her five years of service and success in bringing the E911 Wireless Program to its present level.

911-07.2 In the Matter of the Commission, on its own motion, seeking to provide for and fund intertandem trunking across the state of Nebraska for use in provision of wireless enhanced 911 service: Motion made by Commissioner Jerry Vap, seconded by Commissioner Frank Landis, to enter an order to grant the application. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson, Frank Landis and Jerry Vap voting AYE.

911-011/ In the Matter of the Commission, on its own motion, seeking
PI-79 to establish Phase II enhanced wireless 911 service implementation: Motion made by Commissioner Frank Landis, seconded by Commissioner Jerry Vap, to enter an order granting funding for the GIS Repository. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson, Frank Landis and Jerry Vap voting AYE.

PSAP- In the Matter of Scottsbluff County, PSAP, Gering, seeking
GISD-031 approval of funding for development of GIS data: Motion made by Commissioner Jerry Vap, seconded by Commissioner Frank Landis, to enter an order granting \$71,125.00 for base map development and MSAP comparison and \$18,900.00 for annual GIS maintenance. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson, Frank Landis and Jerry Vap voting AYE.

Motion made by Commissioner Frank Landis, seconded by Commissioner Rod Johnson, to recommend Larry Lavelle to the Governor for appointment to the E911 advisory board. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson, Frank Landis and Jerry Vap voting AYE.

NATURAL GAS DEPARTMENT

NG-0007.2 In the Matter of Aquila, Inc., d/b/a Aquila Networks (Aquila), Omaha, seeking waiver of notice and publication, and to implement a tariff change permitting deposit waiver during periods of customer hardship for all rate areas: Motion made by Commissioner Frank Landis, seconded by Commissioner Anne Boyle, to enter an order granting the waiver of notice and publication and to implement the tariff change as filed. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson, Frank Landis and Jerry Vap voting AYE.

Laura Demman reported on the number and nature of natural gas consumer inquiries and complaints received during the previous month.

LEGISLATIVE REPORT

Angela Melton reported on pending legislation affecting the Commission.

TRANSPORTATION DEPARTMENT

B-1678 In the Matter of Monument Management Group, LLC, dba Holiday Inn Express Hotel and Suites, Scottsbluff, seeking authority as a common carrier in Nebraska intrastate commerce in the transportation of passengers and their baggage in limousine service between points in Scotts Bluff, Benner, Kimball, Cheyenne, Box Butte, Dawes, and Sioux counties, and between points in said counties, on the one hand, and, on the other hand, points in Nebraska over irregular routes: RESTRICTION: The transportation of railroad train crews and their baggage is not authorized: Motion made by Commissioner Jerry Vap, seconded by Commissioner Rod Johnson, to enter an order dismissing the application. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson, Frank Landis and Jerry Vap voting AYE.

Rate Division

MR-930 In the Matter of Movers and Warehouse Division, Nebraska Motor Carriers Association, Lincoln, seeking authority to establish a fuel surcharge in Nebraska Official Household Goods Tariff 7-F: The fuel surcharge was increased to 60 cents per mile.

GRAIN WAREHOUSE DEPARTMENT

Grain Dealer Division

GD-2905 In the Matter of James P. Vandembark, Fleming, Colorado, seeking a Grain Dealer License, subject to the fulfillment of all statutory requirements, for the license period ending March 31, 2007: Motion made by Commissioner Jerry Vap, seconded by Commissioner Rod Johnson, to enter an Order granting application. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson, Frank Landis and Jerry Vap voting AYE.

GENERAL ADMINISTRATION

Motion made by Commissioner Jerry Vap, seconded by Commissioner Frank Landis, to approve the following Commission invoices. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson, Frank Landis and Jerry Vap voting AYE.

Ted Burkey	\$	1,773.75
Steve Stovall		2,259.67
Anne Boyle		370.90
Anne Boyle		478.80
Lowell Johnson		235.90

GENERAL ADMINISTRATION (Cont.)

Motion made by Commissioner Jerry Vap, seconded by Commissioner Anne Boyle, to authorize surplus of three (3) Sharp Calculators, Model #CS-1680, with the following tag numbers: 0926, 0954, and 1027. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson, Frank Landis and Jerry Vap voting AYE.

Motion made by Commissioner Jerry Vap, seconded by Commissioner Anne Boyle, to go into closed session to discuss personnel matters. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson, Frank Landis and Jerry Vap voting AYE. The Commission went into closed session at 10:28 a.m.

Motion made by Commissioner Jerry Vap, seconded by Commissioner Rod Johnson, to return to open session. Motion passed with Commissioners Anne Boyle, Lowell Johnson, Rod Johnson, Frank Landis and Jerry Vap voting AYE. The Commission returned to open session at 10:59 a.m.

The meeting adjourned at 11:00 a.m. with Commissioners Boyle, Lowell Johnson, Rod Johnson, Landis and Vap present. The next regularly scheduled meeting will be held on April 11, 2006, at 10:00 a.m. with an agenda to be available in the office of the Executive Director at 10:00 a.m. on April 10, 2006.

Chairman

Executive Director